

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – MA & UD Department – Sri P.Gopal Rao, Assistant Commissioner(Retd), Vijayawada Municipal Corporation, Vijayawada – Disciplinary action for violation of conduct rules, 1964 – charges framed – Regular Inquiry conducted – Further action dropped – Orders – Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (VIG.IV.1)DEPARTMENT

G.O.Rt.No. 444

Dated: 19-03-2009
Read the following:

1. G.O.Rt.No.1034, MA &UD Deptt.,, dated 2.9.2002
2. Explanation of Sri P.Gopal Rao, Asst.Commissioner, Vijayawada Municipal Corporation dated 11.10.2002.
3. Govt. Memo No.9540/V.II/2001-5, Dated 21.5.2004.
4. From the Joint Collector, Krishna and Enquiry Officer, Lr.No.A2/1202/2004, dated 31.5.2004.
5. Govt. Memo No.9540/Vig.IV.1/2001-6, dated 22.1.2005.
6. Representation of Sri P.Gopal Rao, dated 17.6.2006.
7. Govt. Lr.No.9540/Vig.IV.1/2001-8, dated 28.2.2007
8. Govt. Lr.No.9540/Vig.IV.1/2001-10, dated 9.6.2008
9. From the APPSC,Lr.No.794/RT-I/2008, dated 25.08.2008.

ORDER:-

In the G.O.1st read above, charges were framed against Sri P.Gopal Rao, former Assistant Commissioner, Vijayawada Municipal Corporation, Vijayawada for not obtaining prior permission from the competent authority for purchase of house site in his wife's name and not intimating concerned authority about the agricultural lands purchased and gifted to the son of the charged officer by his mother-in-law and subsequently Joint Collector, Krishna was appointed as Enquiry Officer to conduct enquiry into the charges.

2. The Enquiry Officer in his report 4th read above stated that the charged officer has already intimated to the commissioner, Municipal Corporation, Vijayawada about the purchase of the site of 118 sq.yards with the amount of Sthridhanam given by his mother-in-law to his wife and from his salary savings and agricultural income of the inherited property as he is the only son to this parents and his wife is also only daughter to his mother-in-law. Further he has observed that the agricultural land has been purchased by his mother-in-law in the name of his son's with her own earnings i.e. with her agricultural income and other salary savings. The Enquiry Officer finally held that the charge is not proved. The Government however differed with the findings of the Enquiry Officer in as much as intimation after acquisition of assets will amount to violation of Rule-9 (i) of A.P. Civil Services(conduct)Rules, 1964 in the absence of prior intimation or permission and the same was communicated to the charged officer vide reference 5th cited. As the charged officer has been subsequently retired from service on 28.2.2005, provisional decision has been taken to impose 5% cut in pension and a show cause notice to this affect was issued to the charged officer as required under Rule 9 of A.P. Revised Pension Rules, 1980 and no explanation has been received from the Accused Officer.

3. The APPSC also concurred with the proposal of the Govt., vide their letter 9th read above.

4. The Government have examined the matter in detail in the light of the report of the Enquiry Officer and they observe that the Enquiry Officer in his report 4th read above held that the charge is not proved for the reasons mentioned in his report. The technicality in this case is that the charged officer has not taken prior permission, but apparently intimated later. As Sri P.Gopal Rao, Asst. Municipal Commissioner, Vijayawada Municipal Corporation is already retired on

(P.t.o)

:: 2 ::

28.2.2005. Government have decided to take a lenient view and to drop action against him.

5. The Government accordingly drop all further action against Sri P.Gopal Rao, Asst.Municipal Commissioner(Retd), Vijayawada Municipal Corporation, Vijayawada in the matter.

6. The Commissioner, Vijayawada Municipal Corporation, Vijayawada, Krishna District shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.C.V.S.K.SARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri P.Gopal Rao, former Asst. Municipal Commissioner, Vijaywada Municipal Corporation, Vijayawada through Commissioner, Vijayawada Municipal Corporation, Vijayawada, Krishna District.

Copy to:

The Commissioner, Vijayawada Municipal Corporation, Vijayawada, Krishna District.

The Director General, Anti Corruption Bureau, A.P. Hyderabad

The Secretary, A.P. Vigilance Commission, Hyderabad.

// FORWARDED BY ORDER //

SECTION OFFICER